HONOURABLE SRI JUSTICE ELIPE DHARMA RAO

W.P.No.16962 of 2005

Dated:01st August, 2005

Between:

1. P.Subrahmanyam and another

…PETITIONERS

and

1. Laxmipuram Grampanchayat, Pendurthi Mandal,
Visakhapatnam District, rep.by its Executive
Officer and another.

…RESPONDENTS

HONOURABLE SRI JUSTICE ELIPE DHARMA RAO

WRIT PETITION No.16962 of 2005

ORDER:

This writ petition is filed by the petitioners to direct the respondents to get the petitioners' land surveyed for fixation of boundaries vis-à-vis the

Government land for the purpose of laying the road, and to issue a consequential direction not to interfere with the possession of the petitioners.

2. According to the first petitioner, he is the owner and possessor of Plot No.11 in Sy.No.63/3 admeasuring 534 sq.yards and the second petitioner is the owner of Plot No.12. The petitioner constructed a house in his plot after obtaining permission from the first respondent and he is regular in paying the property tax. While so, the petitioner was informed that the respondents are going to lay a road through his plot and the same required demolition of his house also to some extent. Therefore, the petitioner requested the respondents to get the land surveyed to determine the boundaries between the Government land and the private property owned by him. The petitioner got issued several legal notices to the first respondent for the said purpose. He also made a representation dated 05-04-2004 to the second respondent. The petitioner also paid requisite fees through challan towards the survey expenses. It is also stated that the respondents are threatening the petitioner to demolish his house. Hence, the present writ petition.

3. Heard both the learned counsel and considered the material on record.

4. Considering the facts and circumstances of the case, the writ petition is disposed of at the stage of admission directing the respondents to consider the application made by the petitioner dated 05-04-2004 and pass appropriate orders on merits, in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order.

5. Accordingly, the writ petition is disposed of. No order as to costs.

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E.DHARMA RAO, J

01st August, 2005

ISL/SKM